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#4

## FAX TRANSMISSION

**DATE:** July 29, 2005

**PTO IDENTIFIER:** Application Number 10/517,817-Conf. #8717  
Patent Number

**Inventor:** Daniel Peyrat

**MESSAGE TO:** US Patent and Trademark Office

**FAX NUMBER:** (703) 872-9306

**FROM:** CONNOLLY BOVE LODGE & HUTZ LLP

Brian J. Hairston

**PHONE:** (202) 331-7111

**Attorney Dkt. #:** 22193-00007-US

**PAGES (Including Cover Sheet):** 9

**CONTENTS:**

Fee Transmittal (1 page)  
Response to Notification of Missing Requirements Under 35 USC 371 (2 pages)  
Copy of Notification of Missing Requirements Under 35 USC 371 (2 pages)  
Combined Declaration and Power of Attorney (3)  
Charge \$65.00 to deposit account 22-0185  
Certificate of Transmission (1 page)

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PTO/SB/97 (09-04)

Approved for use through 07/31/2006. OMB 0851-0031

U. S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Application No. (if known): 10/517,817

Attorney Docket No.: 22193-00007-US

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Fee Transmittal (1 page)

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JUL 29 2005

PTO/SB/17 (12-04v2)

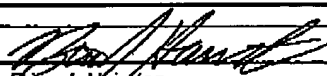
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|   |  |  |  |
|---|--|--|--|
| <b>Effective on 12/08/2004.</b><br><b>Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).</b><br><b>FEE TRANSMITTAL</b><br><b>For FY 2005</b> |  | <b>Complete if Known</b><br>Application Number 10/517,817-Conf. #8717<br>Filing Date December 14, 2004<br>First Named Inventor Daniel Peyrat<br>Examiner Name Not Yet Assigned<br>Art Unit N/A<br>Attorney Docket No. 22193-00007-US |  |
| <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27   |  |  |  |
| <b>TOTAL AMOUNT OF PAYMENT (\$)</b> 65.00   |  |  |  |

|   |  |
|---|--|
| <b>METHOD OF PAYMENT (check all that apply)</b><br><input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> None <input type="checkbox"/> Other (please identify): _____<br><input checked="" type="checkbox"/> Deposit Account Deposit Account Number: 22-0185 Deposit Account Name: Connolly Bove Lodge & Hutz LLP<br>For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)<br><input checked="" type="checkbox"/> Charge fee(s) indicated below <input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee<br><input checked="" type="checkbox"/> Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Credit any overpayments |  |
|---|--|

| <b>FEE CALCULATION</b><br><b>1. BASIC FILING, SEARCH, AND EXAMINATION FEES</b>  |             |                       |   |                       |                                  |                       |                              |
|---|-------------|-----------------------|---|-----------------------|----------------------------------|-----------------------|------------------------------|
| Application Type  | FILING FEES |                       | SEARCH FEES   |                       | EXAMINATION FEES                 |                       | Fees Paid (\$)               |
|   | Fee (\$)    | Small Entity Fee (\$) | Fee (\$)  | Small Entity Fee (\$) | Fee (\$)                         | Small Entity Fee (\$) |                              |
| Utility   | 300         | 150                   | 500   | 250                   | 200                              | 100                   |                              |
| Design  | 200         | 100                   | 100   | 50                    | 130                              | 65                    |                              |
| Plant   | 200         | 100                   | 300   | 150                   | 160                              | 80                    |                              |
| Reissue   | 300         | 150                   | 500   | 250                   | 600                              | 300                   |                              |
| Provisional   | 200         | 100                   | 0   | 0                     | 0                                | 0                     |                              |
| <b>2. EXCESS CLAIM FEES</b>   |             |                       |   |                       |                                  |                       |                              |
| <b>Fee Description</b>  |             |                       |   |                       |                                  |                       | <b>Small Entity Fee (\$)</b> |
| Each claim over 20 (including Reissues)   |             |                       |   |                       |                                  |                       | 50                           |
| Each independent claim over 3 (including Reissues)  |             |                       |   |                       |                                  |                       | 200                          |
| Multiple dependent claims   |             |                       |   |                       |                                  |                       | 360                          |
| <b>Total Claims</b>   |             | <b>Extra Claims</b>   | <b>Fee (\$)</b>   | <b>Fee Paid (\$)</b>  | <b>Multiple Dependent Claims</b> |                       | <b>Fee (\$)</b>              |
| _____   |             | _____                 | _____   | _____                 | _____                            |                       | _____                        |
| <b>Indep. Claims</b>  |             | <b>Extra Claims</b>   | <b>Fee (\$)</b>   | <b>Fee Paid (\$)</b>  | <b>Multiple Dependent Claims</b> |                       | <b>Fee (\$)</b>              |
| _____   |             | _____                 | _____   | _____                 | _____                            |                       | _____                        |
| <b>3. APPLICATION SIZE FEE</b><br>If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(a). |             |                       |   |                       |                                  |                       |                              |
| <b>Total Sheets</b>   |             | <b>Extra Sheets</b>   | <b>Number of each additional 50 or fraction thereof</b> |                       | <b>Fee (\$)</b>                  | <b>Fee Paid (\$)</b>  |                              |
| _____   |             | _____                 | _____   |                       | _____                            | _____                 |                              |
| <b>4. OTHER FEE(S)</b><br>Non-English Specification, \$130 fee (no small entity discount)<br>Other (e.g., late filing surcharge): 2051 Surcharge-Late oath or declaration 65.00   |             |                       |   |                       |                                  |                       |                              |

|   |  |                          |  |
|---|--|--------------------------|--|
| <b>SUBMITTED BY</b>   |  |                          |  |
| Signature  | Registration No. (Attorney/Agent) 46,750 | Telephone (202) 331-7111 |  |
| Name (Print/Type) Brian J. Haireton   |  | Date July 29, 2005       |  |

08/03/2005 GFREY1 00000102 220185 10517817  
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Docket No.: 22193-00007-US  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Daniel Peyrat

Conf. No.: 8717

Application No.: 10/517,817

Group Art Unit: N/A

Filed: December 14, 2004

Examiner: Not Yet Assigned

For: METHOD FOR MAKING A DEEP-FROZEN  
INTERMEDIATE PRODUCT FOR SWEET OR  
SAVOURY PIE AND RESULTING  
INTERMEDIATE PRODUCT

**RESPONSE TO NOTIFICATION OF  
MISSING REQUIREMENTS UNDER 35 USC 371**

MS Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification Of Missing Requirements mailed July 11, 2005 (enclosed herewith), Applicant respectfully submits Combined Declaration and Power of Attorney.

Please charge our Deposit Account No. 22-0185 in the amount of \$65.00 covering the fee set forth in 37 CFR 1.16(f). The Director is hereby authorized to charge any deficiency in the

Application No.: 10/517,817

Docket No.: 22193-00007-US

fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 22-0185, under Order No. 22193-00007-US. A duplicate copy of this paper is enclosed.

Dated: July 29, 2005

Respectfully submitted,

By 

Brian J. Hanston

Registration No.: 46,750

CONNOLLY BOVE LODGE &amp; HUTZ LLP

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Attorneys for Applicant

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UNITED STATES PATENT AND TRADEMARK OFFICE

Missing Requirements  
9/1/05

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22315-1450  
www.uspto.gov

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
|-----------------------------|-----------------------|------------------|
| 10/517,817                  | Daniel Peyrat         | 22193-00007-US   |

| INTERNATIONAL APPLICATION NO. |
|-------------------------------|
| PCT/FR03/01785                |

42441  
CONNOLLY BOVE LODGE & HUTZ LLP  
(CABINET BEAU DE LOMENIE)  
1990 M STREET NW, SUITE 800  
WASHINGTON, DC 20036-3425

| IA FILING DATE | PRIORITY DATE |
|----------------|---------------|
| 06/13/2003     | 06/14/2002    |

CONFIRMATION NO. 8717  
371 FORMALITIES LETTER



\*OC000000016485231\*

Date Mailed: 07/11/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 12/14/2004
- English Translation of the IA filed on 12/14/2004
- Copy of the International Search Report filed on 12/14/2004
- Preliminary Amendments filed on 12/14/2004
- Information Disclosure Statements filed on 12/14/2004
- Request for Immediate Examination filed on 12/14/2004
- U.S. Basic National Fees filed on 12/14/2004
- Priority Documents filed on 12/14/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

Telephone: (703) 308-9140 EXT 207

**PART 1 - ATTORNEY/APPLICANT COPY**

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/517,817                  | PCT/FR03/01785                | 22193-00007-US   |

FORM PCT/DO/EO/805 (371 Formalities Notice)